IN THE HIGH COURT OF JUDIATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.5342 OF 2003

Bhavani Nagar Sahakari Sakhar
Karkhana Sahakari Consumer Socy. .. Petitioner
Vs.
Bhanudas K.Sapkal & Ors. .. Respondents.

Mr.Surel S.Shah h/f Mr.R.B.Nalavade for the petitioner.
Mr.P.S.Dani for respondent no.1.
Mr.A.P.Kulkarni for respondent no.2.

CORAM : D.B.BHOSALE, J.

DATED : 17TH FEBRUARY, 2005

P.C.:

. Heard Mr.Shah, learned counsel for the petitioner, Mr.Dani, learned counsel for respondent no.1 and Mr.Kulkarni, learned counsel for respondent no.2.

2. Mr.Dani, learned counsel for respondent no.1 tendered an affidavit of Mr.Bhandudas Sapkal - respondent no.1 in pursuance of the directions given by this Court on 18.6.2004. A copy of the affidavit is already served on the petitioner. Mr.Shah, learned counsel for the petitioner fairly stated that in view of that affidavit he has instructions not to press this writ petition and prayed for directions to the Co-operative Court to dispose of

the Dispute bearing Nos.78 of 2000 and 79 of 2000 within time frame. In view of the submissions made by the learned counsel for the parties this petition stands disposed of by the following order:

(a) The Co-operative Court, Pune shall endeavour to dispose of the Dispute bearing Nos.78 of 2000 and 79 of 2000 as expeditiously as possible and preferrably within a period of one year from today.

(b) The affidavit is taken on record and marked ‘X’ for identification. Undertaking is accepted.

(c) In view of the affidavit filed by respondent no.1 the interim relief granted by this Court stands vacated. It is open for respondent no.1 to claim retiral benefits from respondent no.2 - Karkhana.

(a) The writ petition is disposed of as not pressed.

(e) The petitioner shall produce copy of this order before the Co-operative Court within four weeks from today.

(D.B.Bhosale, J.)